

States as children, provided that there be 20 minutes of debate equally divided between the Majority and Republican Leaders, or their designees, prior to the vote on the motion to invoke cloture on the motion to proceed to consideration of the bill. **Page S13224**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaty:

Protocol of Amendments to Convention on International Hydrographic Organization (Treaty Doc. No. 110-9).

The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed. **Page S13270**

Southwick Nomination—Agreement: Senate began consideration of the nomination of Leslie Southwick, of Mississippi, to be United States Circuit Judge for the Fifth Circuit. **Pages S13242-54**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, and pursuant to the unanimous-consent agreement of Tuesday, October 23, 2007, a vote on cloture will occur at 11:00 a.m., on Wednesday, October 24, 2007. **Page S13242**

A unanimous-consent-time agreement was reached providing for further consideration of the nomination at 9:00 a.m., on Wednesday, October 24, 2007, with 2 hours of debate equally divided between the Chairman and Ranking Member of the Committee on the Judiciary, or their designees, that the time from 10:40 a.m. until 11:00 a.m. be divided and controlled by the Majority and Republican Leaders, that the Majority Leader control the final 10 minutes, and Senate then vote on the motion to invoke cloture thereon, and that if cloture is invoked Senate then vote immediately on confirmation of the nomination; provided further, that if cloture is not invoked on the nomination, the nomination be returned to the calendar. **Page S13270**

Nominations Received: Senate received the following nominations:

James Shinn, of New Jersey, to be an Assistant Secretary of Defense.

Robert A. Sturgell, of Maryland, to be Administrator of the Federal Aviation Administration for the term of five years.

Routine lists in the Foreign Service.

Pages S13270-71

Messages from the House: **Pages S13257-58**

Measures Referred: **Page S13258**

Measures Placed on the Calendar: **Page S13258**

Measures Read the First Time: **Page S13258**

Petitions and Memorials: **Pages S13258-61**

Additional Cosponsors: **Pages S13261-63**

Statements on Introduced Bills/Resolutions: **Pages S13263-67**

Amendments Submitted: **Pages S13267-69**

Authorities for Committees to Meet: **Pages S13269-70**

Record Votes: Nine record votes were taken today. (Total—391)

Pages S13215, S13216, S13225, S13226, S13227, S13232, S13242

Adjournment: Senate convened at 10 a.m. and adjourned at 9:28 p.m., until 9 a.m. on Wednesday, October 24, 2007. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S13270.)

Committee Meetings

(Committees not listed did not meet)

RAILROAD REGULATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation and Merchant Marine Infrastructure, Safety and Security concluded an oversight hearing to examine the Surface Transportation Board and regulation related to railroads, focusing on recent changes that have occurred in railroad rates and how those changes compare to changes in rail rates since 1985, the extent of captivity in the industry and Surface Transportation Board (STB) efforts to protect captive shippers, and STB actions to address Government Accountability Office (GAO) recent recommendations, including S. 953, to amend title 49, United States Code, to ensure competition in the rail industry, enable rail customers to obtain reliable rail service, and provide those customers with a reasonable process for challenging rate and service disputes, and S. 772, to amend the Federal antitrust laws to provide expanded coverage and to eliminate exemptions from such laws that are contrary to the public interest with respect to railroads, after receiving testimony from Charles D. Nottingham, Chairman, Surface Transportation Board, Department of Transportation; Jayetta Z. Hecker, Director, Physical Infrastructure Issues, GAO; Charles W. Moorman, Norfolk Southern Corporation, Norfolk, Virginia, on behalf of the Association of American Railroads; David J. McGregor, BASF Corporation, Florham Park, New Jersey; John B. Ficker, National Industrial Transportation League, and Glenn English, National Rural Electric Cooperative Association, both of Arlington, Virginia; and Robert Carlson, North Dakota Farmers

Union, Jamestown, on behalf of sundry organizations.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded a hearing to examine the nominations of Todd J. Zinser, of Virginia, to be Inspector General, Department of Commerce, Robert Clarke Brown, of Ohio, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority, who was introduced by Senators Brown and Voinovich, and Carl B. Kress, of California, and A. Paul Anderson, of Florida, who was introduced by Senator Nelson (FL), both to be a Federal Maritime Commissioner, after the nominees testified and answered questions in their own behalf.

GLOBAL WARMING HEALTH IMPACTS

Committee on Environment and Public Works: Committee concluded a hearing to examine the human impacts of global warming, after receiving testimony from Julie L. Gerberding, Director, Centers for Disease Control and Prevention, Administrator, Agency for Toxic Substances and Disease Registry, Department of Health and Human Services; Donald R. Roberts, Division of Tropical Health, Department of Preventive Medicine and Biometrics, Uniformed Services University of the Health Sciences; Susan R. Cooper, Tennessee Department of Health, Nashville, on behalf of the Association of State and Territorial Health Officials; and Michael McCally, Physicians for Social Responsibility, Washington, D.C.

SIX YEARS AFTER ANTHRAX ATTACKS

Committee on Homeland Security and Governmental Affairs: Committee concluded a hearing to examine the anthrax attacks of September and October 2001, focusing on our preparedness to respond to bioterrorism, after receiving testimony from Jay M. Cohen, Under Secretary of Homeland Security for Science and Technology; Gerald W. Parker, Principal Deputy Assistant Secretary, Office of the Assistant Sec-

retary for Preparedness and Response, Department of Health and Human Services; Keith Rhodes, Chief Technologist, Center for Technology and Engineering, Applied Research and Methods, Government Accountability Office; and Tara O'Toole, University of Pittsburgh Medical Center (UPMC) Center for Biosecurity, Baltimore, Maryland.

ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM

Committee on Health, Education, Labor, and Pensions: Committee concluded a hearing to examine the efficacy of the Energy Employees Occupational Illness Compensation Program (EEOICPA), focusing on our Cold War heroes, after receiving testimony from Senator Reid; Shelby Hallmark, Director, Office of Worker's Compensation Programs, Employment Standards Administration, and Malcolm D. Nelson, Ombudsman for the Energy Employees Occupational Illness Compensation Program, both of the Department of Labor; John Howard, Director, National Institute for Occupational Safety and Health, Centers for Disease Control and Prevention, Department of Health and Human Services; John Melius, New York State Laborers Health and Safety Trust Fund, Albany; and Ken Silver, East Tennessee State University Department of Environmental Health, Johnson City.

FBI STRATEGIC PLAN

Select Committee on Intelligence: Committee concluded a hearing to examine the Federal Bureau of Investigation (FBI) strategic plan, after receiving testimony from Thomas H. Kean, former Chairman, and Lee H. Hamilton, former Vice Chairman, both of the National Commission on Terrorist Attacks Upon the United States; and Willie T. Hulon, Executive Assistant Director, and Philip Mudd, Associate Executive Assistant Director, both of the National Security Branch, Federal Bureau of Investigation (FBI), Department of Justice.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced: 24 public bills, H.R. 3927–3950; and 6 resolutions, H. Res. 766–771, were introduced. **Pages H11933–34**

Additional Cosponsors: **Pages H11934–35**

Reports Filed: There were no reports filed today.

Speaker: Read a letter from the Speaker wherein she appointed Representative Lincoln Davis to act as Speaker pro tempore for today. **Page H11849**

Recess: The House recessed at 9:06 a.m. and reconvened at 10 a.m. **Page H11850**